

GOVERNMENT OF ANDHRA PRADESH
A B S T R A C T

Social Welfare Department – Kurnool District – Parumanchala Village – Jupadu Bangla Mandal - Acquisition of land for an extent of Ac.25.71 cets for provision of house sites to the weaker section people – Payment of Rs.26,88,219/- towards decretal charges in OP.Nos.1468/91 & 1469/91 – Permission accorded - Orders Issued.

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SOCIAL WELFARE (LA) DEPARTMENT

G.O.Rt.No. 412

Dated:- 12.06.2008.

Read the following:-

1. From the District Collector, Kurnool, Letter Rc.No. K.117/04, dt.13-04-2006.
2. From the Commissioner of Social Welfare, AP, Hyderabad, Lr.Rc.No.LA4/5012/2006, dated.27/6/2006.
3. Government Memo.No.8176/LA.2/2005-1, dated.12.7.2007 & 7.12.07.
4. From the District Collector, Kurnool, Letter Rc.No. K.117/04, dated.07-12-2007.

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ORDER:-

The Commissioner of Social Welfare, A.P., Hyderabad, in his letter 2nd read above, while forwarding the proposals of the District Collector, Kurnool, in his letter 1st read above, has requested the Government to release of an amount of Rs.26,88,219/- (Rupees twenty six lakhs eighty eight thousand two hundred and nineteen only) towards decretal charges in OP.Nos.1468/91 & 1469/91 to comply with the Court orders.

2. The Land Acquisition Officer, Jupadu Banglow Mandal, has acquired the land for an extent of Ac.25.71 cents for provision of house sites to BCs of Parumanchala village, Jupadu Banglow Mandal and passed Award No.1/84-85 dated.26/3/1985 duly fixing the market value for Category-1 @ Rs.7,500/- per acre and Category-2 @ Rs.6,500/- per acre. U/s 18 of LA Act, the lower court has confirmed the Land Acquisition Officer Award vide order dated.31-7-1996 in OP.NO.1468/91 and 1469/1991. The claimants have filed appeal in the APHC against the orders of the Lower Court and the High Court has enhanced the market value from Rs.6,500/- to Rs.70,000/- per acre in AS.NOs.511 and 521/1997 dated.13-7-2004 and the appellants are entitled for payment of all statutory benefits including the interest on 30% Solatium. The Government Pleader, APHC, Hyderabad has opined in AS.NO.521/A4, dated. 31-08-2004 that there are no valid grounds to disagree with findings recorded by the Hon'ble High Court and these are not fit cases to prefer any further appeal to the Supreme Court of India. The Commissioner of Social Welfare, Andhra Pradesh, Hyderabad, has also stated that no interim payment made in both the OP's. The claimants of OP.NO.1468/91 has filed EP.NO.5/2006 in the Senior Civil Judge Court, Nandikotkur. The Court has given notice for sale of MRO's Office building for non payment of decretal charges. The LAO submitted proposals with a delay of 2 years from the date of receipt of the G.P. Opinion. The Commissioner of Social Welfare, Andhra Pradesh, Hyderabad, has also stated that filing of second appeal in Supreme Court of India is also completed and there is no scope to admit the SLP in Supreme Court of India.

3. In the Govt., Memo. 3rd read above, the Commissioner of Social Welfare, A.P., Hyderabad/all the District Collectors in the State have been requested to furnish revised calculation sheet as per the instructions issued by Finance Department vide their U.O.Note.No.9730-A/133/A1/Expr.SW/2007, dated.17.4.2007. The Commissioner of Social Welfare, A.P. Hyderabad, in his letter 4th read above has furnished revised calculation sheet in respect of OP.Nos.1468/91 & 1469/91 of Parumanchala Village, Jupadu Bangla Mandal at Kurnool District and requested the Government to release an amount of Rs.26,88,219/-.

4. Government, after careful examination of the above proposal, and in consultation with Law and Finance Departments, hereby accord sanction for an amount of Rs.26,88,219/- (Rupees twenty six lakhs eighty eight thousand two hundred and nineteen only) towards decretal charges OP.Nos.1468/91 & 1469/91 to comply with the Court orders, for the lands acquired for providing house sites to the weaker section people of Kurnool District.

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5. The expenditure sanctioned in para (4) above shall be debited to "2225-Welfare of Scheduled Castes, Scheduled Tribes and other Backward Classes - 01-Welfare of Scheduled Castes – M.H.283 - Housing - G.H.11-Normal State Plan - SH(05) Acquisition of House sites to weaker sections in Rural Areas under Indiramma Programme - 310/312 – other Grant-in-aid" .

6. The Commissioner of Social Welfare, A.P., Hyderabad, is requested to issue necessary proceedings to the District Collector, Kurnool, to comply with the Court orders.

7. The District Collector, Kurnool, shall verify the calculation sheet submitted by the Land Acquisition Officer once again before issue of proceedings for releasing the amount, if any discrepancy/excess claim is found in the calculation sheet in future, the Land Acquisition Officer shall be held solely responsible.

8. The District Collector, Kurnool, shall initiate disciplinary action immediately on the Officials concerned for the delay of more than six (6) years for referring the case to the Court and also recover interest from them for the delay period.

9. This order issued with the concurrence of Finance (Exp.SW) Department vide their U.O. No.8247/115/A1/Expr.SW/08, dated.4-6-2008.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

**RACHEL CHATTERJEE
PRINCIPAL SECRETARY TO GOVERNMENT**

To
The Commissioner of Social Welfare, A.P., Hyd.,
The District Collector, Kurnool.

Copy to:

The Director of Treasuries & Accounts, A.P.Hyd.
The Pay & Accounts Officer, Hyderabad.
The Accountant General, A.P., Hyd.
The Dist. Treasury Office, Kurnool.
Finance (Exp.SW/BG) Department.
SF/SC

//FORWARDED :: BY ORDER//

**SECTION OFFICER
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